



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
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APR 17 2003

DIRECTOR'S OFFICE
TECHNOLOGY CENTER 3600

Paper No. 6

In re application of : DECISION ON RENEWED
Rodger Burrows : PETITION TO MAKE SPECIAL
Application No. 09/910,654 : (INFRINGEMENT)
Filed: July 20, 2001
For: METHODS AND APPARATUS FOR
ELECTRONICALLY STORING
TRAVEL AGENT'S COUPONS

This is a decision on the renewed petition under 37 C.F.R § 1.102(d) filed March 24, 2003 to make the above-identified application special.

The petition requests that the above-identified application be made special under the procedure set forth in M.P.E.P. § 708.02, item II: Infringement.

MPEP 708.02 states that a Petition to Make Special based on Infringement must have the following: (1) the appropriate petition fee under 37 CFR 1.17(i); (2) a statement by the assignee, applicant, or attorney alleging: (A) that there is an infringing device or product actually on the market; (B) that a rigid comparison of the alleged infringing device or product with the claims of the application has been made, and that, in his or her opinion, some of the claims are unquestionably infringed; and (C) that he or she has made a careful and thorough search of the prior art, or has good knowledge of the prior art, and has sent a copy of the references deemed most closely related to the subject matter encompassed by the claims.

A petition to make special was filed on January 21, 2003. That petition was dismissed in a decision mailed March 11, 2003 wherein it was held that the petition did not fully meet requirement 2(C), above.

Since the requirement lacking in the original petition of January 21, 2003 has now been supplied, all the items above required for special status under MPEP § 708.02 II have been met, the petition is **GRANTED**.

The examiner is directed (1) to make an interference search for possible interfering applications, (2) to promptly examine this application out of turn, and (3) if any interfering application is discovered, to examine such application simultaneously and state in the first official letter of such application that it is being taken out of turn because of a possible interference.

Petitioner is advised that this application will continue to be special, throughout its entire prosecution and pendency, including interference or appeal, if any, only if petitioner makes a prompt ***bona fide*** effort, in response to each Office action, to place the application in condition for allowance, even if it is necessary to conduct an interview with the examiner to accomplish this purpose.

SUMMARY: Petition to Make Special **GRANTED**.



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SNM/tpl: 4/16/03